

2nd AMENDED
APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office MAY 16 2001

Returned to applicant for correction JUN 12 2001

Corrected application filed AUG 13 2001

Map filed AUG 13 2001 under 67528

The applicant **SILVER HILL ENERGY ASSOCIATES, LLC**, hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

1. The source of the proposed appropriation is **underground**
2. The amount of water applied for is **5.0** second-feet
 - (a) If stored in reservoir give number of acre-feet
3. The water to be used for **industrial (power generation)**
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated
 - (b) Stockwater, state number and kinds of animals to be watered
 - (c) Other use (describe fully under No. 12. "Remarks")
 - (d) Power:
 - (1) Horsepower developed
 - (2) Point of return of water to stream
5. The water is to be diverted from its source at the following point **SW¼ SW¼ Sec. 25, T28N, R31E, M.D.M.; or at a point from which the SE corner of Sec. 18, T27N, R32E, M.D.M., bears S 26°19'33" E a distance of 21, 833 feet.**
6. Place of Use **See "Exhibit A"**
7. Use will begin about **January 1** and end about **December 31** of each year.
8. Description of proposed works **Drilled, cased well with electrical pump and distribution system to place of use**
9. Estimated cost of works **\$175,000**
10. Estimated time required to construct works **four years**
11. Estimated time required to complete the application of water to beneficial use **seven years**

67583

12. Remarks: Annual consumptive use of all of applicant's applications in aggregate not to exceed 27,000 acre-feet for use at coal-fired power generation facility.

By s/Ross E. de Lipkau
Ross E. de Lipkau, Esq., Agent for Applicant
MARSHALL HILL CASSAS & de LIPKAU
P.O. Box 2790
Reno, NV 89505-2790

Compared cmf/gkl

Protested 8/10/01 by Pershing County Water Conservation District;

WITHDRAWN BY APPLICANT SEP 27 2001 DL *****

Justinacci, P.E. STATE ENGINEER

EXHIBIT A

to

Amended Applications 67528 through 67587

Proposed Place of Use

Section 29: All

Section 32: $N\frac{1}{2}$, $W\frac{1}{2}$ $SW\frac{1}{4}$, $NE\frac{1}{4}$ $SE\frac{1}{4}$ and a portion of the $SE\frac{1}{4}$ $SE\frac{1}{4}$ Section 33: $W\frac{1}{2}$ $NW\frac{1}{4}$, $NE\frac{1}{4}$ $NW\frac{1}{4}$, portions of the $SE\frac{1}{4}$ $NW\frac{1}{4}$,
 $NW\frac{1}{4}$ $NE\frac{1}{4}$, $SW\frac{1}{4}$ $NE\frac{1}{4}$, $NW\frac{1}{4}$ $SW\frac{1}{4}$, $SW\frac{1}{4}$ $SW\frac{1}{4}$
and $NE\frac{1}{4}$ $SW\frac{1}{4}$

T 28 N, R 32 E, M.D.M.

